

1 AN ACT concerning public health.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Counties Code is amended by changing
5 Section 5-25013 as follows:

6 (55 ILCS 5/5-25013) (from Ch. 34, par. 5-25013)

7 Sec. 5-25013. Organization of board; powers and duties.

8 (A) The board of health of each county or
9 multiple-county health department must ~~shall~~, immediately
10 after appointment, meet and organize, by the election of one
11 of its number as president and one as secretary, and either
12 from its number or otherwise, a treasurer and such other
13 officers as it may deem necessary. A board of health may make
14 and adopt such rules for its own guidance and for the
15 government of the health department as may be deemed
16 necessary to protect and improve public health not
17 inconsistent with this Division. It must ~~shall~~:

18 1. Hold a meeting prior to the end of each
19 operating fiscal year, at which meeting officers shall be
20 elected for the ensuing operating fiscal year;

21 2. Hold meetings at least quarterly;

22 3. Hold special meetings upon a written request
23 signed by two members and filed with the Secretary or on
24 request of the medical health officer or public health
25 administrator;

26 4. Provide, equip and maintain suitable offices,
27 facilities and appliances for the health department;

28 5. Publish annually, within 90 days after the end
29 of the county's operating fiscal year, in pamphlet form,
30 for free distribution, an annual report showing the
31 condition of its trust on the last day of the most

1 recently completed operating fiscal year, the sums of
2 money received from all sources, giving the name of any
3 donor, how all moneys have been expended and for what
4 purpose, and such other statistics and information in
5 regard to the work of the health department as it may
6 deem of general interest;

7 6. Within its jurisdiction, and professional and
8 technical competence, enforce and observe all State laws
9 pertaining to the preservation of health, and all county
10 and municipal ordinances except as otherwise provided in
11 this Division;

12 7. Within its jurisdiction, and professional and
13 technical competence, investigate the existence of any
14 contagious or infectious disease and adopt measures, not
15 inconsistent with the regulations of the State Department
16 of Public Health, to arrest the progress of the same;

17 8. Within its jurisdiction, and professional and
18 technical competence, make all necessary sanitary and
19 health investigations and inspections;

20 9. Upon request, give professional advice and
21 information to all city, village, incorporated town and
22 school authorities, within its jurisdiction, in all
23 matters pertaining to sanitation and public health;

24 10. Appoint a medical health officer as the
25 executive officer for the department, who shall be a
26 citizen of the United States and shall possess such
27 qualifications as may be prescribed by the State
28 Department of Public Health; or appoint a public health
29 administrator who shall possess such qualifications as
30 may be prescribed by the State Department of Public
31 Health as the executive officer for the department,
32 provided that the board of health shall make available
33 medical supervision which is considered adequate by the
34 Director of Public Health;

1 10 1/2. Appoint such professional employees as may
2 be approved by the executive officer who meet the
3 qualification requirements of the State Department of
4 Public Health for their respective positions provided,
5 that in those health departments temporarily without a
6 medical health officer or public health administrator
7 approval by the State Department of Public Health shall
8 suffice;

9 11. Appoint such other officers and employees as
10 may be necessary;

11 12. Prescribe the powers and duties of all officers
12 and employees, fix their compensation, and authorize
13 payment of the same and all other department expenses
14 from the County Health Fund of the county or counties
15 concerned;

16 13. Submit an annual budget to the county board or
17 boards;

18 14. Submit an annual report to the county board or
19 boards, explaining all of its activities and
20 expenditures;

21 15. Establish and carry out programs and services
22 in mental health, including mental retardation and
23 alcoholism and substance abuse, not inconsistent with the
24 regulations of the Department of Human Services;

25 16. Consult with all other private and public
26 health agencies in the county in the development of local
27 plans for the most efficient delivery of health services.

28 (B) The board of health of each county or
29 multiple-county health department may:

30 1. Initiate and carry out programs and activities
31 of all kinds, not inconsistent with law, that may be
32 deemed necessary or desirable in the promotion and
33 protection of health and in the control of disease
34 including tuberculosis;

1 2. Receive contributions of real and personal
2 property;

3 3. Recommend to the county board or boards the
4 adoption of such ordinances and of such rules and
5 regulations as may be deemed necessary or desirable for
6 the promotion and protection of health and control of
7 disease;

8 4. Appoint a medical and dental advisory committee
9 and a non-medical advisory committee to the health
10 department;

11 5. Enter into contracts with the State,
12 municipalities, other political subdivisions and
13 non-official agencies for the purchase, sale or exchange
14 of health services;

15 6. Set fees it deems reasonable and necessary (i)
16 to provide services or perform regulatory activities,
17 (ii) when required by State or federal grant award
18 conditions, (iii) to support activities delegated to the
19 board of health by the Illinois Department of Public
20 Health, or (iv) when required by an agreement between the
21 board of health and other private or governmental
22 organizations, unless the fee has been established as a
23 part of a regulatory ordinance adopted by the county
24 board, in which case the board of health shall make
25 recommendations to the county board concerning those
26 fees. Revenue generated under this Section shall be
27 deposited into the County Health Fund or to the account
28 of the multiple-county health department.

29 7. Enter into multiple year employment contracts
30 with the medical health officer or public health
31 administrator as may be necessary for the recruitment and
32 retention of personnel and the proper functioning of the
33 health department.

34 (C) The board of health of a multiple-county health

1 department may hire attorneys to represent and advise the
2 department concerning matters that are not within the
3 exclusive jurisdiction of the State's Attorney of one of the
4 counties that created the department.

5 (Source: P.A. 89-272, eff. 8-10-95; 89-507, eff. 7-1-97.)